

House File 875 - Reprinted

HOUSE FILE _____
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 303)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to and making appropriations to state departments
2 and agencies from the rebuild Iowa infrastructure fund,
3 environment first fund, tobacco settlement trust fund,
4 vertical infrastructure fund, general fund of the state, and
5 related matters, and including effective and retroactive
6 applicability date provisions.
7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
8 TLSB 3567HV 81
9 mg/cf/24

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1 1 DIVISION I
1 2 STATE GENERAL FUND
1 3 Section 1. There is appropriated from the general fund of
1 4 the state to the following departments and agencies for the
1 5 fiscal year beginning July 1, 2005, and ending June 30, 2006,
1 6 the following amounts, or so much thereof as is necessary, to
1 7 be used for the purposes designated:
1 8 1. DEPARTMENT OF CORRECTIONS
1 9 a. For maintenance costs of the department of corrections
1 10 and board of parole associated with the department of
1 11 administrative services:
1 12 \$ 105,300
1 13 b. For rent payments for the community-based corrections
1 14 facility located in Davenport and the Vine street building
1 15 located in West Des Moines:
1 16 \$ 122,000
1 17 2. DEPARTMENT OF CULTURAL AFFAIRS
1 18 For continuation of the project recommended by the Iowa
1 19 battle flag advisory committee to stabilize the condition of
1 20 the battle flag collection:
1 21 \$ 220,000
1 22 3. DEPARTMENT OF EDUCATION
1 23 To the vocational rehabilitation division to replace lost
1 24 indirect costs:
1 25 \$ 101,164
1 26 4. DEPARTMENT OF PUBLIC SAFETY
1 27 For capitol building and judicial building security:
1 28 \$ 800,000
1 29 DIVISION II
1 30 REBUILD IOWA INFRASTRUCTURE FUND
1 31 Sec. 2. There is appropriated from the rebuild Iowa
1 32 infrastructure fund to the following departments and agencies
1 33 for the fiscal year beginning July 1, 2005, and ending June
1 34 30, 2006, the following amounts, or so much thereof as is
1 35 necessary, to be used for the purposes designated:
2 1 1. DEPARTMENT OF ADMINISTRATIVE SERVICES
2 2 a. For technology improvement projects:
2 3 \$ 3,802,000
2 4 Of the amount appropriated in this lettered paragraph,
2 5 \$2,700,000 is allocated for continued implementation and
2 6 operation of the integrated information for Iowa system;
2 7 \$792,000 is allocated for continued development and
2 8 implementation of the electronic tax administration project;
2 9 and \$310,000 is allocated for maintenance and costs associated
2 10 with upgrading the enterprise data warehouse.
2 11 b. For relocation and project costs directly associated
2 12 with remodeling projects on the capitol complex and for
2 13 facility lease payments:
2 14 \$ 1,824,000

2 15 c. For routine maintenance of state buildings and
 2 16 facilities:
 2 17 \$ 2,000,000
 2 18 d. For major renovation and major repair needs, including
 2 19 health, life, and fire safety needs, and for compliance with
 2 20 the federal Americans With Disabilities Act, for state
 2 21 buildings and facilities under the purview of the department:
 2 22 \$ 3,291,891
 2 23 e. For upgrades to the electrical distribution system
 2 24 serving the capitol complex:
 2 25 \$ 1,843,878
 2 26 f. For remodeling and renovation of the sexually violent
 2 27 predators unit at Cherokee:
 2 28 \$ 1,400,000
 2 29 g. For the costs associated with the replacement of the
 2 30 powerhouse facilities at the Iowa juvenile home at Toledo:
 2 31 \$ 1,311,045
 2 32 h. For improvements to the Wallace state office building:
 2 33 \$ 625,000
 2 34 i. For maintenance of the Terrace Hill complex:
 2 35 \$ 571,000
 3 1 2. DEPARTMENT OF CORRECTIONS
 3 2 a. For construction of a community-based correctional
 3 3 facility, including district offices, in Fort Dodge:
 3 4 \$ 50,000
 3 5 b. For the lease-payment under the lease-purchase
 3 6 agreement to connect the electrical system supporting the
 3 7 special needs unit in Fort Madison:
 3 8 \$ 333,168
 3 9 c. For remodeling and renovation of the kitchen facilities
 3 10 at the Anamosa correctional facility:
 3 11 \$ 1,090,000
 3 12 3. DEPARTMENT OF ECONOMIC DEVELOPMENT
 3 13 a. To provide a grant to match federal grant dollars that
 3 14 affect areas that are both an enterprise zone and a brownfield
 3 15 site in a county with a population of at least 103,000:
 3 16 \$ 500,000
 3 17 b. For costs associated with a study involving an
 3 18 environmental assessment and preliminary cultural and
 3 19 historical impact related to the establishment of a regional
 3 20 ferryboat service between Iowa and Illinois:
 3 21 \$ 60,000
 3 22 The funds are to be allocated to an area of the state that
 3 23 has an established ferryboat task force. The funds
 3 24 appropriated in this lettered paragraph are contingent upon
 3 25 the receipt of federal matching funds and financial
 3 26 participation by the state of Illinois in the study.
 3 27 4. DEPARTMENT OF EDUCATION
 3 28 a. To provide resources for structural and technological
 3 29 improvements to local libraries and for the enrich Iowa
 3 30 program:
 3 31 \$ 600,000
 3 32 b. For maintenance and lease costs associated with
 3 33 connections for part III of the Iowa communications network:
 3 34 \$ 2,727,000
 3 35 c. To the public broadcasting division for replacing
 4 1 transmitters:
 4 2 \$ 2,000,000
 4 3 5. DEPARTMENT OF HUMAN SERVICES
 4 4 To provide a grant for the planning, design, and
 4 5 construction of a residential treatment facility for youth
 4 6 with emotional and behavioral disorders in a central Iowa
 4 7 county with a population of approximately 80,000:
 4 8 \$ 250,000
 4 9 6. IOWA STATE FAIR AUTHORITY
 4 10 For vertical infrastructure projects on the state
 4 11 fairgrounds:
 4 12 \$ 750,000
 4 13 For purposes of this subsection, "vertical infrastructure"
 4 14 means the same as defined in section 8.57, subsection 6,
 4 15 paragraph "c".
 4 16 7. NATIONAL PROGRAM FOR PLAYGROUND SAFETY AT THE
 4 17 UNIVERSITY OF NORTHERN IOWA
 4 18 For the Iowa safe surfacing initiative:
 4 19 \$ 500,000
 4 20 Not more than 2.5 percent of the funds appropriated in this
 4 21 subsection shall be used by the national program for
 4 22 playground safety for administrative costs associated with the
 4 23 Iowa safe surfacing initiative.
 4 24 The crumb rubber playground tiles for the initiative shall
 4 25 be international play equipment manufacturers association

4 26 (IPEMA)=certified to the American society for testing and
4 27 materials (ASTM) F1292 standard.

4 28 8. DEPARTMENT OF NATURAL RESOURCES

4 29 a. For the dredging of lakes, including necessary
4 30 preparation for dredging, in accordance with the department's
4 31 classification of Iowa lakes restoration report:
4 32 \$ 429,000.

4 33 The department shall consider the following criteria for
4 34 funding lake dredging projects as provided in this lettered
4 35 paragraph, and shall prioritize projects based on the
5 1 following:

5 2 (1) Documented efforts to address watershed protection,
5 3 considering testing, conservation efforts, and amount of time
5 4 devoted to watershed protection.

5 5 (2) Protection of a natural resource and natural habitat.

5 6 (3) Percentage of public access and undeveloped lakefront
5 7 property.

5 8 (4) Continuation of current projects partially funded by
5 9 state resources to achieve department recommendations.

5 10 b. For the purchase of property adjacent to Waubonsie
5 11 state park and for the improvement of facilities at Waubonsie
5 12 state park:
5 13 \$ 1,500,000

5 14 c. For costs associated with renovation and improvements
5 15 at the Fort Atkinson state preserve:
5 16 \$ 500,000

5 17 d. For costs associated with Iowa's membership in the mid-
5 18 America port commission established in chapter 28K:
5 19 \$ 80,000

5 20 9. DEPARTMENT OF PUBLIC SAFETY

5 21 a. For costs of entering into and making payments under a
5 22 lease-purchase agreement to replace and upgrade the automated
5 23 fingerprint identification system:
5 24 \$ 550,000

5 25 b. To the division of fire safety for allocation to the
5 26 fire service training bureau for the planning, design, and
5 27 construction of a regional training facility in the state:
5 28 \$ 500,000

5 29 Of the amount appropriated in this lettered paragraph,
5 30 \$100,000 shall be allocated to the Waterloo fire regional
5 31 training center. The moneys allocated to the Waterloo fire
5 32 regional training center are contingent upon a match of
5 33 \$200,000.

5 34 c. To the division of fire safety for allocation to the
5 35 fire service training bureau to be used for the revolving loan
6 1 program for equipment purchases by local fire departments:
6 2 \$ 500,000

6 3 10. STATE BOARD OF REGENTS

6 4 For maintenance at the Iowa school for the deaf and the
6 5 Iowa braille and sight saving school:
6 6 \$ 500,000

6 7 11. STATE DEPARTMENT OF TRANSPORTATION

6 8 a. For operation and maintenance of the network of
6 9 automated weather observation and data transfer systems
6 10 associated with the Iowa aviation weather system, the runway
6 11 marking program for public airports, the windsock program for
6 12 public airports, and the aviation improvement program:
6 13 \$ 500,000

6 14 b. For a vertical infrastructure improvement grant program
6 15 for improvements at general aviation airports within the
6 16 state:
6 17 \$ 750,000

6 18 c. For acquiring, constructing, and improving recreational
6 19 trails within the state:
6 20 \$ 1,000,000

6 21 Of the amount appropriated in this lettered paragraph,
6 22 \$500,000 shall be used for funding, on a matching basis,
6 23 recreational trail projects, with priority given to completion
6 24 of trail connections and sections between existing trails and
6 25 parks within the established state recreational trails system.
6 26 Such projects shall be matched by \$1 of private or other funds
6 27 for each \$3 of state funds.

6 28 Sec. 3. There is appropriated from the rebuild Iowa
6 29 infrastructure fund to the following departments and agencies
6 30 for the fiscal year beginning July 1, 2006, and ending June
6 31 30, 2007, the following amounts, or so much thereof as is
6 32 necessary, to be used for the purposes designated:

6 33 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

6 34 a. For costs associated with the remodeling of the records
6 35 and property center:
7 1 \$ 2,200,000

7 2 b. For costs associated with the replacement of the
7 3 powerhouse facilities at the Iowa juvenile home at Toledo:
7 4 \$ 1,371,045
7 5 2. DEPARTMENT OF CORRECTIONS
7 6 a. For construction of a community-based correctional
7 7 facility, including district offices, in Fort Dodge:
7 8 \$ 1,400,000
7 9 b. For the remodeling and renovation of the kitchen
7 10 facilities at the Anamosa correctional facility:
7 11 \$ 1,690,000
7 12 Sec. 4. DEPARTMENT OF CORRECTIONS. There is appropriated
7 13 from the rebuild Iowa infrastructure fund to the department of
7 14 corrections for the fiscal year beginning July 1, 2007, and
7 15 ending June 30, 2008, the following amount, or so much thereof
7 16 as is necessary, to be used for the purpose designated:
7 17 For construction of a community-based correctional
7 18 facility, including district offices, in Fort Dodge:
7 19 \$ 2,450,000
7 20 Sec. 5. 2001 Iowa Acts, chapter 185, section 12, is
7 21 amended to read as follows:
7 22 SEC. 12. REVERSION. ~~Notwithstanding~~
7 23 1. Except as provided in subsection 2 and notwithstanding
7 24 section 8.33, moneys appropriated in this division of this Act
7 25 shall not revert at the close of the fiscal year for which
7 26 they were appropriated but shall remain available for the
7 27 purposes designated until the close of the fiscal year that
7 28 begins July 1, 2004, or until the project for which the
7 29 appropriation was made is completed, whichever is earlier.
7 30 2. Notwithstanding section 8.33, moneys appropriated in
7 31 section 6, subsection 1, of this division of this Act shall
7 32 not revert at the close of the fiscal year for which they were
7 33 appropriated but shall remain available for the purpose
7 34 designated until the close of the fiscal year that begins July
7 35 1, 2005, or until the project for which the appropriation was
8 1 made is completed, whichever is earlier.
8 2 Sec. 6. 2004 Iowa Acts, chapter 1175, section 288,
8 3 subsection 13, paragraph c, is amended to read as follows:
8 4 c. For costs of entering into and making a down payment
8 5 under a lease-purchase agreement to replace and upgrade the
8 6 automated fingerprint identification system, notwithstanding
8 7 section 8.57, subsection 5, paragraph "c":
8 8 FY 2004=2005 \$ 550,000
8 9 The appropriation made in this lettered paragraph to enter
8 10 into and make payments under a lease-purchase agreement
8 11 constitutes approval by the general assembly of a financing
8 12 agreement in excess of \$1 million as required by section
8 13 12.28, subsection 6.
8 14 Sec. 7. COMMISSION OF VETERANS AFFAIRS TRANSFER.
8 15 Notwithstanding 2002 Iowa Acts, chapter 1173, section 10,
8 16 subsection 13, any unencumbered and unobligated moneys
8 17 remaining on the effective date of this section from the
8 18 appropriation made in 2002 Iowa Acts, chapter 1173, section
8 19 10, subsection 12, may be transferred to the appropriation
8 20 made in 2000 Iowa Acts, chapter 1225, section 19, to be used
8 21 for the purposes designated in 2000 Iowa Acts, chapter 1225,
8 22 section 19, as amended by 2004 Iowa Acts, chapter 1175,
8 23 section 296.
8 24 Sec. 8. REVERSION. Notwithstanding section 8.33, moneys
8 25 appropriated from the rebuild Iowa infrastructure fund in this
8 26 division of this Act, except for the moneys appropriated in
8 27 section 1, subsection 2, paragraph "a", for maintenance costs
8 28 of the department of corrections and subsection 5, paragraph
8 29 "d", for the vocational rehabilitation division of the
8 30 department of education, shall not revert at the close of the
8 31 fiscal year for which they were appropriated but shall remain
8 32 available for the purposes designated until the close of the
8 33 fiscal year that begins July 1, 2008, or until the project for
8 34 which the appropriation was made is completed, whichever is
8 35 earlier. This section does not apply to the sections in this
9 1 division of this Act that were previously enacted and are
9 2 amended in this division of this Act.
9 3 Sec. 9. The provision in section 8.57, subsection 6,
9 4 paragraph "c", that limits the use of the moneys in the
9 5 rebuild Iowa infrastructure fund shall not apply to the
9 6 appropriations made from such fund in this division of this
9 7 Act.
9 8 Sec. 10. Section 8.57B, subsection 4, Code 2005, is
9 9 amended to read as follows:
9 10 4. There is appropriated from the rebuild Iowa
9 11 infrastructure fund to the vertical infrastructure fund, the
9 12 following:

- 9 13 a. For the fiscal year beginning July 1, 2005, and ending
- 9 14 June 30, 2006, the sum of fifteen million dollars.
- 9 15 b. For the fiscal year beginning July 1, 2006, and ending
- 9 16 June 30, 2007, the sum of fifteen million dollars.
- 9 17 c. For the fiscal year beginning July 1, 2007, and ending
- 9 18 June 30, 2008, the sum of fifty million dollars.
- 9 19 d. For the fiscal year beginning July 1, 2008, and ending
- 9 20 June 30, 2009, the sum of fifty million dollars.

9 21 Sec. 11. Section 452A.79, unnumbered paragraph 2, Code

9 22 2005, is amended to read as follows:

9 23 ~~Annually~~ For the fiscal year beginning July 1, 2005, the

9 24 first four hundred eleven thousand three hundred eleven

9 25 dollars derived from the excise tax on the sale of motor fuel

9 26 used in watercraft shall be deposited in the general fund of

9 27 the state. ~~The and the~~ moneys in excess of four hundred

9 28 eleven thousand three hundred eleven dollars shall be

9 29 deposited in the rebuild Iowa infrastructure fund. For the

9 30 fiscal years beginning on or after July 1, 2006, all revenues

9 31 derived from the excise tax on the sale of motor fuel used in

9 32 watercraft shall be deposited in the rebuild Iowa

9 33 infrastructure fund. Moneys deposited to the general fund and

9 34 to the rebuild Iowa infrastructure fund under this section and

9 35 section 452A.84 are subject to the requirements of section

10 1 8.60 and are subject to appropriation by the general assembly

10 2 to the department of natural resources for use in its

10 3 recreational boating program, which may include but is not

10 4 limited to:

10 5 Sec. 12. EFFECTIVE DATE. The sections of this division of

10 6 this Act relating to the amendment to 2004 Iowa Acts, chapter

10 7 1175, section 288, subsection 13, appropriating moneys for a

10 8 lease-purchase agreement, relating to the amendment to 2001

10 9 Iowa Acts, chapter 185, section 12, and relating to the

10 10 commission of veterans affairs transfer, being deemed of

10 11 immediate importance, take effect upon enactment.

10 12 DIVISION III

10 13 ENVIRONMENT FIRST FUND

10 14 Sec. 13. There is appropriated from the environment first

10 15 fund to the following departments and agencies for the fiscal

10 16 year beginning July 1, 2005, and ending June 30, 2006, the

10 17 following amounts, or so much thereof as is necessary, to be

10 18 used for the purposes designated:

10 19 1. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

10 20 a. For the conservation reserve enhancement program to

10 21 restore and construct wetlands for the purposes of

10 22 intercepting tile line runoff, reducing nutrient loss,

10 23 improving water quality, and enhancing agricultural production

10 24 practices:

10 25 \$ 1,500,000

10 26 Not more than 5 percent of the moneys appropriated in this

10 27 lettered paragraph may be used for costs of administration and

10 28 implementation of soil and water conservation practices.

10 29 b. For continuation of a program that provides

10 30 multiobjective resource protections for flood control, water

10 31 quality, erosion control, and natural resource conservation:

10 32 \$ 2,700,000

10 33 Not more than 5 percent of the moneys appropriated in this

10 34 lettered paragraph may be used for costs of administration and

10 35 implementation of soil and water conservation practices.

11 1 c. For continuation of a statewide voluntary farm

11 2 management demonstration program to demonstrate the

11 3 effectiveness and adaptability of emerging practices in

11 4 agronomy that protect water resources and provide other

11 5 environmental benefits:

11 6 \$ 850,000

11 7 Not more than 5 percent of the moneys appropriated in this

11 8 lettered paragraph may be used for costs of administration and

11 9 implementation of soil and water conservation practices.

11 10 Of the amount appropriated in this lettered paragraph,

11 11 \$400,000 shall be allocated to the Iowa soybean association's

11 12 agriculture and environment performance program.

11 13 d. For deposit in the alternative drainage system

11 14 assistance fund created in section 460.303 to be used for

11 15 purposes of supporting the alternative drainage system

11 16 assistance program as provided in section 460.304:

11 17 \$ 500,000

11 18 Not more than 5 percent of the moneys appropriated in this

11 19 lettered paragraph may be used for costs of administration and

11 20 implementation of soil and water conservation practices.

11 21 e. To provide financial assistance for the establishment

11 22 of permanent soil and water conservation practices:

11 23 \$ 5,500,000

11 24 (1) Not more than 5 percent of the moneys appropriated in
11 25 this lettered paragraph may be allocated for cost-sharing to
11 26 abate complaints filed under section 161A.47.

11 27 (2) Of the moneys appropriated in this lettered paragraph,
11 28 5 percent shall be allocated for financial incentives to
11 29 establish practices to protect watersheds above publicly owned
11 30 lakes of the state from soil erosion and sediment as provided
11 31 in section 161A.73.

11 32 (3) Not more than 30 percent of a soil and water
11 33 conservation district's allocation of moneys as financial
11 34 incentives may be provided for the purpose of establishing
11 35 management practices to control soil erosion on land that is
12 1 row-cropped, including but not limited to no-till planting,
12 2 ridge-till planting, contouring, and contour strip-cropping as
12 3 provided in section 161A.73.

12 4 (4) The state soil conservation committee created in
12 5 section 161A.4 may allocate moneys appropriated in this
12 6 lettered paragraph to conduct research and demonstration
12 7 projects to promote conservation tillage and nonpoint source
12 8 pollution control practices.

12 9 (5) The financial incentive payments may be used in
12 10 combination with department of natural resources moneys.

12 11 (6) Not more than 10 percent of the moneys appropriated in
12 12 this lettered paragraph may be used for costs of
12 13 administration and implementation of soil and water
12 14 conservation practices.

12 15 f. To encourage and assist farmers in enrolling in and the
12 16 implementation of federal conservation programs and work with
12 17 them to enhance their revegetation efforts to improve water
12 18 quality and habitat:

12 19 \$ 2,000,000

12 20 Not more than 5 percent of the moneys appropriated in this
12 21 lettered paragraph may be used for costs of administration and
12 22 implementation of soil and water conservation practices.

12 23 g. For deposit in the loess hills development and
12 24 conservation fund created in section 161D.2:

12 25 \$ 600,000

12 26 Of the amount appropriated in this lettered paragraph,
12 27 \$400,000 shall be allocated to the hungry canyons account and
12 28 \$200,000 shall be allocated to the loess hills alliance
12 29 account to be used for the purposes for which the moneys in
12 30 those accounts are authorized to be used under chapter 161D.
12 31 No more than 5 percent of the moneys allocated to each account
12 32 in this lettered paragraph may be used for administrative
12 33 costs.

12 34 h. For deposit in the southern Iowa development and
12 35 conservation fund created in section 161D.12:

13 1 \$ 300,000

13 2 Not more than 5 percent of the moneys appropriated in this
13 3 lettered paragraph may be used for administrative costs.

13 4 2. DEPARTMENT OF ECONOMIC DEVELOPMENT

13 5 For deposit in the brownfield redevelopment fund created in
13 6 section 15.293 to provide assistance under the brownfield
13 7 redevelopment program:

13 8 \$ 500,000

13 9 3. DEPARTMENT OF NATURAL RESOURCES

13 10 a. For statewide coordination of volunteer efforts under
13 11 the water quality and keepers of the land programs:

13 12 \$ 100,000

13 13 b. For purposes of funding capital projects for the
13 14 purposes specified in section 452A.79, and for expenditures
13 15 for the local cost-share grants to be used for capital
13 16 expenditures to local governmental units for boating
13 17 accessibility:

13 18 \$ 2,300,000

13 19 c. For regular maintenance of state parks and staff time
13 20 associated with these activities:

13 21 \$ 2,000,000

13 22 d. To provide local watershed managers with geographic
13 23 information system data for their use in developing,
13 24 monitoring, and displaying results of their watershed work:

13 25 \$ 195,000

13 26 e. For continuing the establishment and operation of water
13 27 quality monitoring stations:

13 28 \$ 2,955,000

13 29 f. For deposit in the administration account of the water
13 30 quality protection fund, to carry out the purposes of that
13 31 account:

13 32 \$ 500,000

13 33 g. For the dredging of lakes, including necessary
13 34 preparation for dredging, in accordance with the department's

13 35 classification of Iowa lakes restoration report:
14 1 \$ 1,500,000
14 2 The department shall consider the following criteria for
14 3 funding lake dredging projects as provided in this lettered
14 4 paragraph, and shall prioritize projects based on the
14 5 following:
14 6 (1) Documented efforts to address watershed protection,
14 7 considering testing, conservation efforts, and the amount of
14 8 time devoted to watershed protection.
14 9 (2) Protection of a natural resource and natural habitat.
14 10 (3) Percentage of public access and undeveloped lakefront
14 11 property.
14 12 (4) Continuation of current projects partially funded by
14 13 state resources to achieve department recommendations.
14 14 RESOURCES ENHANCEMENT AND PROTECTION FUND
14 15 Sec. 14. Notwithstanding the amount of the standing
14 16 appropriation from the general fund of the state under section
14 17 455A.18, subsection 3, there is appropriated from the
14 18 environment first fund to the Iowa resources enhancement and
14 19 protection fund, in lieu of the appropriation made in section
14 20 455A.18, for the fiscal year beginning July 1, 2005, and
14 21 ending June 30, 2006, the following amount, to be allocated as
14 22 provided in section 455A.19:
14 23 \$ 11,000,000
14 24 Sec. 15. REVERSION.
14 25 1. Except as provided in subsection 2, and notwithstanding
14 26 section 8.33, moneys appropriated in this division of this Act
14 27 that remain unencumbered or unobligated shall not revert at
14 28 the close of the fiscal year for which they were appropriated
14 29 but shall remain available for the purposes designated until
14 30 the close of the fiscal year beginning July 1, 2006, or until
14 31 the project for which the appropriation was made is completed,
14 32 whichever is earlier.
14 33 2. Notwithstanding section 8.33, moneys appropriated in
14 34 this division of this Act to the department of agriculture and
14 35 land stewardship to provide financial assistance for the
15 1 establishment of permanent soil and water conservation
15 2 practices that remain unencumbered or unobligated at the close
15 3 of the fiscal year shall not revert but shall remain available
15 4 for expenditure for the purposes designated until the close of
15 5 the fiscal year that begins July 1, 2008.
15 6 DIVISION IV
15 7 TOBACCO SETTLEMENT TRUST FUND
15 8 Sec. 16.
15 9 1. There is appropriated from the tax-exempt bond proceeds
15 10 restricted capital funds account of the tobacco settlement
15 11 trust fund to the following departments and agencies for the
15 12 fiscal year beginning July 1, 2005, and ending June 30, 2006,
15 13 the following amounts, or so much thereof as is necessary, to
15 14 be used for the purposes designated:
15 15 a. DEPARTMENT OF ADMINISTRATIVE SERVICES
15 16 (1) For capitol interior restoration:
15 17 \$ 4,500,000
15 18 Of the amount appropriated in this subparagraph, \$700,000
15 19 shall be used for cleanup costs associated with the water
15 20 damage in the statehouse resulting from the pipe break that
15 21 occurred on December 24, 2004, and for renovation of areas in
15 22 the statehouse that experienced such water damage. The
15 23 \$700,000 shall be allocated as follows:
15 24 (a) For cleanup and renovation on the ground floor of the
15 25 statehouse:
15 26 \$ 84,000
15 27 (b) For cleanup and renovation on the first floor of the
15 28 statehouse:
15 29 \$ 357,000
15 30 (c) For cleanup and renovation on the second floor of the
15 31 statehouse:
15 32 \$ 203,000
15 33 (d) For cleanup and renovation on the third floor of the
15 34 statehouse:
15 35 \$ 56,000
16 1 The use of the moneys allocated in this subparagraph shall
16 2 not be construed or interpreted as an indication by the
16 3 governor or general assembly that the state is the responsible
16 4 party for the water damage in the statehouse resulting from
16 5 the pipe break that occurred on December 24, 2004, and for the
16 6 resulting costs or that the amounts allocated in this
16 7 subparagraph represent the total amount necessary to address
16 8 all costs associated with the water damage.
16 9 (2) For remodeling and renovation of the sexually violent
16 10 predators unit located at the state mental health institute at

16 11 Cherokee:
 16 12 \$ 650,000
 16 13 b. DEPARTMENT OF CORRECTIONS
 16 14 For the remodeling and renovation of the kitchen facilities
 16 15 at the Anamosa correctional facility:
 16 16 \$ 600,000
 16 17 c. DEPARTMENT OF ECONOMIC DEVELOPMENT
 16 18 For accelerated career education program capital projects
 16 19 at community colleges that are authorized under chapter 260G
 16 20 and that meet the definition of "vertical infrastructure" in
 16 21 section 8.57B, subsection 3:
 16 22 \$ 1,500,000
 16 23 The moneys appropriated in this lettered paragraph shall be
 16 24 allocated equally among the community colleges in the state.
 16 25 If any portion of the equal allocation to a community college
 16 26 is not obligated or encumbered by April 1, 2006, the
 16 27 unobligated and unencumbered portions shall be available for
 16 28 use by other community colleges.
 16 29 d. DEPARTMENT OF HUMAN SERVICES
 16 30 For planning, design, and construction of a family resource
 16 31 center in a city with a population between 95,000 and 100,000
 16 32 residents:
 16 33 \$ 250,000
 16 34 e. DEPARTMENT OF PUBLIC SAFETY
 16 35 For the first phase of the regional emergency responder
 17 1 training facility project of the nonprofit Dubuque county fire
 17 2 fighters association:
 17 3 \$ 100,000
 17 4 f. IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION
 17 5 For replacement of equipment for the Iowa communications
 17 6 network:
 17 7 \$ 1,704,719
 17 8 g. STATE DEPARTMENT OF TRANSPORTATION
 17 9 For vertical infrastructure improvements at the commercial
 17 10 air service airports within the state:
 17 11 \$ 1,500,000
 17 12 Fifty percent of the funds appropriated in this lettered
 17 13 paragraph shall be allocated equally between each commercial
 17 14 service airport, 40 percent of the funds shall be allocated
 17 15 based on the percentage that the number of enplaned passengers
 17 16 at each commercial service airport bears to the total number
 17 17 of enplaned passengers in the state during the previous fiscal
 17 18 year, and 10 percent of the funds shall be allocated based on
 17 19 the percentage that the air cargo tonnage at each commercial
 17 20 service airport bears to the total air cargo tonnage in the
 17 21 state during the previous fiscal year. In order for a
 17 22 commercial service airport to receive funding under this
 17 23 lettered paragraph, the airport shall be required to submit
 17 24 applications for funding of specific projects to the
 17 25 department for approval by the state transportation
 17 26 commission.
 17 27 2. TAX=EXEMPT STATUS == USE OF APPROPRIATIONS. Payment of
 17 28 moneys from the appropriations in this section shall be made
 17 29 in a manner that does not adversely affect the tax-exempt
 17 30 status of any outstanding bonds issued by the tobacco
 17 31 settlement authority.
 17 32 3. REVERSION. Notwithstanding section 8.33, moneys
 17 33 appropriated in this section shall not revert at the close of
 17 34 the fiscal year for which they were appropriated but shall
 17 35 remain available for the purposes designated until the close
 18 1 of the fiscal year that begins July 1, 2006, or until the
 18 2 project for which the appropriation was made is completed,
 18 3 whichever is earlier.
 18 4 Sec. 17. PAYMENTS IN LIEU OF TUITION. There is
 18 5 appropriated from the tax-exempt bond proceeds restricted
 18 6 capital funds account of the tobacco settlement trust fund to
 18 7 the state board of regents for the fiscal year beginning July
 18 8 1, 2005, and ending June 30, 2006, the following amount, or so
 18 9 much thereof as is necessary, to be used for the purposes
 18 10 designated:
 18 11 For allocation by the state board of regents to the state
 18 12 university of Iowa, the Iowa state university of science and
 18 13 technology, and the university of northern Iowa to reimburse
 18 14 the institutions for deficiencies in their operating funds
 18 15 resulting from the pledging of tuitions, student fees and
 18 16 charges, and institutional income to finance the cost of
 18 17 providing academic and administrative buildings and facilities
 18 18 and utility services at the institutions:
 18 19 \$ 10,329,981
 18 20 Sec. 18. PRISON DEBT SERVICE. There is appropriated from
 18 21 the tax-exempt bond proceeds restricted capital funds account

18 22 of the tobacco settlement trust fund to the office of the
18 23 treasurer of state for the fiscal year beginning July 1, 2005,
18 24 and ending June 30, 2006, the following amount, or so much
18 25 thereof as is necessary, to be used for the purpose
18 26 designated:

18 27 For repayment of prison infrastructure bonds under section
18 28 16.177:
18 29

18 30 \$ 5,422,390
18 31 Sec. 19. The provision in section 12E.12, subsection 1,
18 32 paragraph "b", subparagraph (1), that limits the use of the
18 33 moneys in the tax-exempt bond proceeds restricted capital
18 34 funds account of the tobacco settlement trust fund shall not
18 35 apply to the appropriations made from such account in this
18 36 division of this Act.

19 1 Sec. 20. 2001 Iowa Acts, chapter 185, section 30, is
19 2 amended to read as follows:

19 3 SEC. 30. REVERSION. ~~Notwithstanding~~
19 4 ~~1. Except as provided in subsection 2 and notwithstanding~~
19 5 section 8.33, moneys appropriated in this division of this Act
19 6 shall not revert at the close of the fiscal year for which
19 7 they were appropriated but shall remain available for the
19 8 purposes designated until the close of the fiscal year that
19 9 begins July 1, 2004, or until the project for which the
19 10 appropriation was made is completed, whichever is earlier.

19 11 2. Notwithstanding section 8.33, moneys appropriated in
19 12 section 28 of this division of this Act shall not revert at
19 13 the close of the fiscal year for which they were appropriated
19 14 but shall remain available for the purpose designated until
19 15 the close of the fiscal year that begins July 1, 2005, or
19 16 until the project for which the appropriation was made is
19 17 completed, whichever is earlier.

19 18 Sec. 21. EFFECTIVE DATE. The section of this division of
19 19 this Act relating to the amendment to 2001 Iowa Acts, chapter
19 20 185, section 30, being deemed of immediate importance, takes
19 21 effect upon enactment.

19 22 DIVISION V
19 23 VERTICAL INFRASTRUCTURE FUND

19 24 Sec. 22. There is appropriated from the vertical
19 25 infrastructure fund to the following departments and agencies
19 26 for the fiscal year beginning July 1, 2005, and ending June
19 27 30, 2006, the following amounts, or so much thereof as is
19 28 necessary, to be used for the purposes designated:

19 29 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

19 30 For major renovation and major repair needs, including
19 31 health, life, and fire safety needs, and for compliance with
19 32 the federal Americans With Disabilities Act, for state
19 33 buildings and facilities under the purview of the department:
19 34

19 35 \$ 5,623,200
20 1 Of the amount appropriated in this subsection, up to
20 2 \$200,000 may be used for costs associated with the vertical
20 3 infrastructure program, notwithstanding section 8.57B,
20 4 subsection 3.

20 5 2. DEPARTMENT OF CULTURAL AFFAIRS

20 6 For historical site preservation grants, to be used for the
20 7 restoration, preservation, and development of historical
20 8 sites:

20 9 \$ 500,000
20 10 Historical site preservation grants shall only be awarded
20 11 for projects which meet the definition of "vertical
20 12 infrastructure" in section 8.57B, subsection 3.

20 13 In making grants pursuant to this subsection, the
20 14 department shall consider the existence and amount of other
20 15 funds available to an applicant for the designated project. A
20 16 grant awarded from moneys appropriated in this subsection
20 17 shall not exceed \$100,000 per project. Not more than two
20 18 grants may be awarded in the same county.

20 19 3. DEPARTMENT OF ECONOMIC DEVELOPMENT

20 20 For accelerated career education program capital projects
20 21 at community colleges that are authorized under chapter 260G
20 22 and that meet the definition of "vertical infrastructure" in
20 23 section 8.57B, subsection 3:

20 24 \$ 4,000,000

20 25 The moneys appropriated in this subsection shall be
20 26 allocated equally among the community colleges in the state.
20 27 If any portion of the equal allocation to a community college
20 28 is not obligated or encumbered by April 1, 2006, the
20 29 unobligated and unencumbered portions shall be available for
20 30 use by other community colleges.

20 31 4. DEPARTMENT OF PUBLIC DEFENSE

20 32 a. For construction of a national guard readiness center
20 33 in or near Fort Dodge:

20 33 \$ 608,000
20 34 b. For maintenance and repair of national guard armories
20 35 and facilities:
21 1 \$ 1,269,000
21 2 c. For upgrading the water treatment facility at Camp
21 3 Dodge:
21 4 \$ 1,939,800
21 5 5. OFFICE OF TREASURER OF STATE
21 6 For county fair infrastructure improvements for
21 7 distribution in accordance with chapter 174 to qualified fairs
21 8 which belong to the association of Iowa fairs:
21 9 \$ 1,060,000
21 10 Sec. 23. REVERSION. Notwithstanding section 8.33, moneys
21 11 appropriated from the vertical infrastructure fund for the
21 12 fiscal year that begins July 1, 2005, in this division of this
21 13 Act shall not revert at the close of the fiscal year for which
21 14 they were appropriated but shall remain available for the
21 15 purposes designated until the close of the fiscal year that
21 16 begins July 1, 2008, or until the project for which the
21 17 appropriation was made is completed, whichever is earlier.
21 18 Sec. 24. DEPARTMENT OF ADMINISTRATIVE SERVICES.
21 19 1. There is appropriated from the vertical infrastructure
21 20 fund to the department of administrative services for the
21 21 designated fiscal years, the following amounts, or so much
21 22 thereof as if necessary, to be used for the purposes
21 23 designated:
21 24 For major renovation and major repair needs, including
21 25 health, life, and fire safety needs, and for compliance with
21 26 the federal Americans With Disabilities Act, for state
21 27 buildings and facilities under the purview of the department:
21 28 FY 2006=2007..... \$ 10,000,000
21 29 FY 2007=2008..... \$ 40,000,000
21 30 FY 2008=2009..... \$ 40,000,000
21 31 Notwithstanding section 8.33, moneys appropriated in this
21 32 section shall not revert at the close of the fiscal year for
21 33 which they were appropriated but shall remain available for
21 34 the purposes designated until the close of the fiscal year
21 35 that begins July 1, 2010, or until the project for which the
22 1 appropriation was made is completed, whichever is earlier.
22 2 DIVISION VI
22 3 RAILROAD REVOLVING LOAN AND GRANT FUND
22 4 Sec. 25. Section 327H.20A, Code 2005, is amended to read
22 5 as follows:
22 6 327H.20A RAILROAD REVOLVING LOAN AND GRANT FUND.
22 7 1. A railroad revolving loan and grant fund is established
22 8 in the office of the treasurer of state under the control of
22 9 the department authority. Moneys in this the fund shall be
22 10 expended for loans the following purposes:
22 11 a. Grants or loans to provide assistance for the
22 12 restoration, conservation, improvement, and construction of
22 13 railroad main lines, branch lines, switching yards, sidings,
22 14 rail connections, intermodal yards, highway grade separations,
22 15 and other railroad-related improvements.
22 16 b. Grants or loans for rail economic development projects
22 17 that improve rail facilities, including the construction of
22 18 branch lines, sidings, rail connections, intermodal yards, and
22 19 other rail-related improvements that spur economic development
22 20 and job growth.
22 21 2. The department authority shall administer a program for
22 22 the granting and administration of loans and grants under this
22 23 section. No more than fifty percent of the total moneys
22 24 available in the fund in any year shall be awarded in the form
22 25 of grants. The authority may establish a limit on the amount
22 26 that may be awarded as a grant for any given project in order
22 27 to maximize the use of the moneys in the fund. The department
22 28 authority may enter into agreements with railroad
22 29 corporations, the United States government, cities, counties,
22 30 and other persons for carrying out the purposes of this
22 31 section.
22 32 3. Moneys Notwithstanding any other provision to the
22 33 contrary, on or after July 1, 2006, moneys received as loan
22 34 repayments for loans made pursuant to this chapter or chapter
22 35 327I before, on, or after July 1, 2005, other than repayments
23 1 of federal moneys subject to section 327H.21, shall be
23 2 credited to the railroad revolving loan and grant fund.
23 3 Notwithstanding section 8.33, moneys in the railroad revolving
23 4 loan and grant fund shall not revert to the general fund of
23 5 the state but shall remain available indefinitely for
23 6 expenditure under this section.
23 7 Sec. 26. Section 327H.26, Code 2005, is amended to read as
23 8 follows:

23 9 327H.26 ~~DEFINITION~~ DEFINITIONS.

23 10 As used in this chapter, unless the context otherwise
23 11 requires, "department":

23 12 1. "Department" means the state department of
23 13 transportation.

23 14 2. "Authority" means the railway finance authority created
23 15 in chapter 327I.

23 16 Sec. 27. Section 327I.8, Code 2005, is amended by adding
23 17 the following new subsection:

23 18 NEW SUBSECTION. 8. Administer the railroad revolving loan
23 19 and grant fund as provided in section 327H.20A.

23 20 Sec. 28. Sections 327H.18 and 327H.20, Code 2005, are
23 21 repealed.

23 22 Sec. 29. Notwithstanding section 327H.18, Code 2005, and
23 23 chapter 327I, there is appropriated from the general fund of
23 24 the state to the railroad revolving loan fund established in
23 25 section 327H.20A for the fiscal year beginning July 1, 2004,
23 26 and ending June 30, 2005, an amount equal to the amount of the
23 27 loan repayments made under section 327H.18, Code 2005, and
23 28 chapter 327I that exceed \$1,308,704 during the fiscal year
23 29 beginning July 1, 2004.

23 30 Sec. 30. Notwithstanding section 327H.18, Code 2005, and
23 31 chapter 327I, there is appropriated from the general fund of
23 32 the state to the railroad revolving loan and grant fund
23 33 established in section 327H.20A, as amended by this Act, for
23 34 the fiscal year beginning July 1, 2005, and ending June 30,
23 35 2006, an amount equal to the amount of the loan repayments
24 1 made under section 327H.18, Code 2005, and chapter 327I that
24 2 exceed \$1,288,481 during the fiscal year beginning July 1,
24 3 2005.

24 4 Sec. 31. CONTINUATION OF PRIOR AGREEMENTS. It is the
24 5 intent of the general assembly that the enactment of this
24 6 division of this Act shall not affect the terms or duration of
24 7 railroad assistance agreements entered into under chapter 327H
24 8 prior to the effective date of this division of this Act.

24 9 Sec. 32. EFFECTIVE DATE AND APPLICABILITY. The section of
24 10 this division of this Act that appropriates excess rail
24 11 assistance loan repayments for the fiscal year beginning July
24 12 1, 2004, and ending June 30, 2005, being deemed of immediate
24 13 importance, takes effect upon enactment and applies
24 14 retroactively to July 1, 2004.

24 15 HF 875

24 16 mg:nh/es/25